

ESTTA Tracking number: **ESTTA34539**

Filing date: **06/01/2005**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

<b>Proceeding</b>	92042991
<b>Party</b>	Plaintiff HACHETTE FILIPACCHI PRESSE HACHETTE FILIPACCHI PRESSE 149 RUE ANATOLE FRANCE FRX 92534 LEVALLOIS-PERRET CEDEX,
<b>Correspondence Address</b>	PERLA M. KUHN HUGHES HUBBARD AND REED LLP ONE BATTERY PARK PLAZA NEW YORK, NY 10004-1482
<b>Submission</b>	Stipulated/Consent Motion to Extend
<b>Filer's Name</b>	Kristin Whiting
<b>Filer's e-mail</b>	whiting@hugheshubbard.com
<b>Signature</b>	/Kristin Whiting/
<b>Date</b>	06/01/2005
<b>Attachments</b>	Fourth Consented Motion to Extend.pdf ( 3 pages )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Registration No. 2,657,739  
Registered December 19, 2002  
Trademark ELLE BELLE

----- x	:	
Hachette Filipacchi Presse,	:	
	:	
Petitioner,	:	Cancellation No. 92042991
	:	
-v-	:	
	:	
Elle Belle, LLC	:	
	:	
Respondent.	:	
----- x		

FOURTH CONSENTED MOTION TO EXTEND  
DISCOVERY AND TESTIMONY PERIODS

Petitioner Hachette Filipacchi Presse (“Petitioner”) and Respondent Elle Belle LLC  
 (“Respondent”) hereby consent and jointly move that the discovery and trial periods be extended  
by 30 days as follows:

	Current Date Pursuant to Parties February 28, 2005 Motion on Consent	Extended Date Consented to by Parties
Discovery Period to Close	June 15, 2005	July 15, 2005
30-day testimony period for party in position of plaintiff to close	September 14, 2005	October 13, 2005
30-day testimony period for party in position of defendant to close	November 12, 2005	December 12, 2005
15 –day rebuttal testimony to close	December 17, 2005	January 26, 2006

The reason for this request is to provide the parties with additional time to allow them to complete the discovery preparation in this matter. The parties have been actively conducting discovery. This motion is not being made for purposes of delay.

The parties agreed to jointly move to extend discovery and testimony periods as set forth above in the course of a telephone conversation between Hui Ri Kim and Kristin Whiting on May 25, 2005.

Respectfully submitted,

HUGHES HUBBARD & REED LLP

By           /Kristin B. Whiting/          

Perla M. Kuhn

Kristin B. Whiting

Natasha N. Reed

Attorneys for Petitioner

One Battery Park Plaza

New York, NY 10004-1482

(212) 837-6000

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Fourth Consented Motion to Extend Discovery and Testimony Periods is being served on June 1, 2005 by first class mail in a postage prepaid envelope, addressed as follows:

Hui Ri Kim, Esq.  
Balram Kakkar, Esq.  
Kakkar & Kadish  
261 Madison Avenue, 25<sup>th</sup> Fl.  
New York, NY 10016

Dated: June 1, 2005  
New York, New York

/Michele Azzarello/  
Michele Azzarello

CERTIFICATE OF ONLINE TRANSMISSION

I hereby certify that a copy of the foregoing Fourth Consented Motion to Extend Discovery and Testimony Periods is being transmitted online through the website of the United States Patent and Trademark Office on June 1, 2005.

Dated: June 1, 2005  
New York, New York

/Kristin B. Whiting/  
Kristin B. Whiting